### NO. 13-19-00500-CV

FILED IN

IN THE COURT OF APPEALS FOR THE THIRTEEN THE COURT OF APPEALS

5/12/2020 4:07:00 PM

KATHY S. MILLS

TEXAS AUTO SALVAGE, INC., GARY HACK AND DANIEL HACK PPELLANTS

VS.

D D RAMIREZ, INC., DANNY RAMIREZ RECYCLING, INC., SAN ANTONIO AUTO & TRUCK SALVAGE, DANNY'S RECYCLING & PRECIOUS METALS, LLC, DANNY'S RECYCLING, INC., AND DANIEL DELAGARZA RAMIREZ, APPELLEES

ORIGINAL PROCEEDING FROM THE 37<sup>th</sup> Judicial District Court of Bexar County, Texas
Cause No. 2010-CI-02500
The Honorable Michael Mery, Presiding

# APPELLANTS' UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE BRIEF OF APPELLANTS

TO THE HONORABLE JUSTICES OF SAID COURT:

Appellants, Texas Auto Salvage, Inc., Gary Hack and Daniel Hack, ("Appellants") respectfully submit this Unopposed Motion for Extension of Time to File Brief of Appellants. Appellants request a 60-day extension of time to **Monday**, **July 13, 2020**, to file Brief of Appellants. In compliance with Texas Rules of Appellate Procedure 10.5(b)(3), Appellants state the following:

Appellants' Brief is due May 14, 2020. Appellants have not previously requested any extensions to file their brief.

II.

Several factors will prevent counsel for Appellants from completing the Brief by the current deadline, including but not limited to:

- 1. Counsel for Appellants ("Counsel") is presently preparing for a mediation in Case No. C2018-1057D, *Great American Products, Ltd. v. Atradius Trade Credit Ins. et al.*, in the 433<sup>rd</sup> District Court of Comal County.
- 2. Counsel is handling post-trial matters, including several Motions to Enter, in Counsel in Cause No. 2018-10-32406-CV, *In the Interest of L.S. and W.S.*, in the 38th District Court, Uvalde County, Texas. The next hearing is set for May 18, 2020.
- 3. Counsel is preparing the Brief of Appellee in Cause No. 04-19-00895-CV, *Thomas Lee Farr, Sr., Farr Investments, L.P. and Farr Ranches, L.L.C. v. Jennifer Jo Barnes and Glenn McDonald* in the Fourth Court of Appeals from the 407<sup>th</sup> District Court, Bexar County, Texas. The brief is due May 27, 2020.
- 4. Counsel is preparing the Brief of Appellant in Cause No. 04-20-00051-CV, *Medfinmanager*, *LLC v. John Salas* in the Fourth Court of Appeals from the 407<sup>th</sup> District Court, Bexar County, Texas. The brief is due June 15, 2020.
- 5. Counsel has been transitioning her practice to her home in light of the Coronavirus crisis, the City of San Antonio's order mandating work at home if possible, and family health issues that require stricter shelter-in-place requirements. This has diminished Counsel's ability to complete her work.

For the above reasons, Appellants request an extension of 60-days to file their Brief. This extension is not sought for purposes of delay. It is needed because of the previously mentioned matters and commitments, and so that justice will be done.

Counsel for Appellants has conferred with Counsel for Appellees and they have indicated that they do not oppose the motion.

WHEREFORE, Appellants, Texas Auto Salvage, Inc., Gary Hack and Daniel Hack pray that this motion be granted and that time for filing Brief of Appellants be extended 60-days to July 13, 2020 and grant Appellants all other relief to which they may be entitled.

Respectfully submitted,

/s/ Renée Yanta

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Appellate Counsel for Appellants, Texas Auto Salvage, Inc., Gary Hack and Daniel Hack

### CERTIFICATE OF CONFERENCE

I certify that I conferred with Appellees' counsel regarding this motion.

Appellees' counsel are unopposed to this motion.

/s/ Renée Yanta
Renée Yanta
ATTORNEY FOR APPELLANTS

#### **CERTIFICATE OF SERVICE**

This is to certify that the above and foregoing document was forwarded via efile service, on May 11, 2020 to the following counsel of record:

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Associated Case Party: San Antonio Auto & Truck Salvage

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